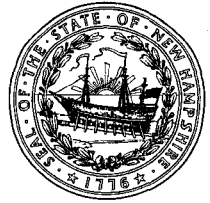




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

January 13, 2006

CERTIFIED MAIL #7004 0750 0003 0561 8194
RETURN RECEIPT REQUESTED

NOTICE OF PAST VIOLATION

Ben White
437 Sam Page Rd
Acton, ME 04001

RE: File # 2004-03056, McKeagney Rd, Milton
Tax Map/Lot # 49 / 1

Dear Mr. White:

On December 15, 2004, the New Hampshire Department of Environmental Services, Wetlands Bureau ("DES") inspected a property located at McKeagney Rd, Milton ("the Property"), during which you were present. The purpose of this inspection was to determine whether violations of RSA 482-A and Administrative Rules Wt 100-800 had occurred on the Property.

At the inspection, the following violations were observed:

1. A wetland was filled with a significant amount of slash along the perimeter of a log landing.
2. Two un-permitted wetland crossings were filled with slash, forming berms between the adjacent wetland and the crossing.

During the December 15, 2004 site inspection you identified yourself as the logger and the person responsible for the cutting as well as the slash left in the wetlands on the Property. This Notice of Past Violation ("Notice") is to inform you that the violations referenced above have been documented and will be maintained on file at DES. The owner of the property has corrected the violations and complied with the "Wetlands Inspection Report" issued during the site inspection. No further action is required of you relative to these violations and DES will take no further enforcement action at this time. This Notice is being sent to help you avoid similar violations in the future so as to protect wetlands and surface waters from unregulated despoliation before violations occur.

In an effort to promote better understanding and compliance with wetlands laws and rules, DES provides an "inspector of the day" service available to the public to address technical questions related to wetlands regulation. This service is available Monday through Friday, 8:00am to 4:00 pm by calling (603) 271-2147. DES encourages you to make use of this service as well as our website (<http://www.des.nh.gov/wetlands.htm>) before undertaking future work on

your property.

If you have any questions regarding this matter, please feel free to contact Stacey P. Herbold, Compliance Specialist, at (603) 271-4062.

Sincerely,

COPY
Collis Adams

Collis Adams, CWS
Bureau Administrator
DES Wetlands Bureau

cc: Gretchen R. Hamel, Administrator, DES Legal Unit ✓
Milton Conservation Commission
Dick Marsh, Governor's Road Realty, LLC
Bryan Nowell, Central Regional Forest Ranger